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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/840,224	05/07/2004	Stephen Mark Mueller	P24943 (LB1042)	9675

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EXAMINER

NGUYEN, QUYNH H

ART UNIT PAPER NUMBER

2614

DATE MAILED: 12/05/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/840,224

Applicant(s)

MUELLER ET AL.

Examiner

Quynh H. Nguyen

Art Unit

2614

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on amendmnet filed 9/25/06.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-20 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-20 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 5/7/04 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- ☒ Notice of References Cited (PTO-892)
- ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- ☒ Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____
- ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____
- ☐ Notice of Informal Patent Application
- ☐ Other: _____

DETAILED ACTION

1. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.

Response to Amendment

2. Applicant's amendment filed 9/25/06 has been entered. Claims 1, 8, 14, and 19 have been amended. No claims have been cancelled. No claims have been added. Claims 1-20 are still pending in this application, with claims 1, 8, 14, and 19 being independent.

Claim Rejections - 35 USC § 102

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

4. Claims 1-9, and 11-20 are rejected under 35 U.S.C. 102(e) as being anticipated by Karves et al. (US Patent 7,085,257).

As to claims 1, 8, 14, and 19, Karves et al. teaches the steps of: receiving, a network service platform (Fig. 1; col. 8, lines 11-24) a calling party number in response to a telephone call from the calling party number (col. 3, lines 58-60; col. 8, lines 11-14; col. 9, lines 19-20 and lines 43-45); querying a central personal address book (Fig. 8, *network phonebook*) using the calling party number (col. 3, lines 61-63; col. 9, lines 35-37), to retrieve personal caller identification information associated with the calling party number and displayable to the subscriber (col. 3, lines 62-66; col. 9, lines 47-48; col. 12, lines 2-7); and forwarding the network caller identification information supplemented with the personal caller identification information when connecting the telephone call to the subscriber (col. 3, lines 64-66; col. 9, lines 57-66.).

As to claims 2 and 9, Karves et al. teaches the caller ID information presented at the user terminal (col. 9, lines 64-65), hence determining when a telephone call is being placed to the subscriber because the caller ID always has time stamped of when the call comes in.

As to claims 3, 11, and 15; Karves et al. teaches querying a network caller identification database, using the calling party number (col. 3, lines 61-63; col. 9, lines 35-37), to retrieve the network caller identification information (col. 3, lines 62-66; col. 9, lines 47-489).

As to claims 4, 12, and 20, Karves et al. teaches the telecommunications network comprises one of a voice over Internet protocol (VoIP) network (col. 8, lines 40-43; col. 9, lines 10-13), a wireless network (col. 8, lines 11-16), and a public switched telephone network (col. 9, lines 14-16).

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As to claims 5, 13, and 16, Karves et al. teaches logging each telephone call to the subscriber as an entry comprising at least one of the personal caller identification information, date, time, and calling party telephone number (col. 12, lines 41-45).

As to claims 6-7 and 17-18, Karves et al. teaches accessing phonebook/network database via Web browser (col. 11, lines 1-17), or via user terminal (col. 13, lines 1-3); and modifying of the journal database (col. 14, lines 8-18). Hence, it is inherently one can add / modify entry to the address book during a web browsing session.

Claim Rejections - 35 USC § 103

5. Claim 10 is rejected under 35 U.S.C. 103(a) as being unpatentable over Karves et al. (US Patent 7,085,257) in view of Birch et al. (US 2004/0120473).

As to claims 10, Karves et al. does not teach the network service platform comprises one of a SCP, SIP feature server, and Parlay gateway.

Birch et al. teaches the network service platform comprises one of a SCP, SIP feature server, and Parlay gateway (page 2, [0024]).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to incorporate the teachings of Birch into the teachings of Karves for the purpose of having a variety of network platform for better support the system.

Conclusion

6. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP

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§ 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Response to Arguments

7. Applicant's arguments with respect to claims 1-20 have been considered but are moot in view of the new ground(s) of rejection. Applicant's arguments are addressed in the above claims rejection.

8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Quynh H. Nguyen whose telephone number is 571-272-7489. The examiner can normally be reached on Monday - Thursday from 6:30 A.M. to 5:00 P.M.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ahmad Matar, can be reached on 571-272-7488. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Quynh H. Nguyen

Quynh H. Nguyen
Primary Examiner
Art Unit 2614